

67,036,025; B05755/5756

REMARKS

Applicant has amended claims 14 and 16 responsive to 35 U.S.C. §112 rejection. The concept now required by these claims is that the rate be adjusted rapidly, but without exceeding a limit. A worker of ordinary skill in the art would be able to determine what would constitute such an approach, and the claim is certainly not indefinite, particularly with the amendment.

Claims 1, 8 and 9 stand rejected under 35 U.S.C. §103 over the combination of *Ullyott* and *Cronin*. The Examiner argues that *Cronin* discloses a rate limit. However *Cronin* discloses a device which adjusts frequency in voltage, based upon "a controlled rate." *Ullyott* discloses a rather developed system and method for operating an APU. *Cronin* appears to simply utilize some controlled "rate." To substitute such a rate into *Ullyott* would still not meet the claims. Worse, it would require the entire detailed operation of *Ullyott* be abandoned. It is not proper to modify a base reference in a way that ruins its basic goals.

Further, claims 2, 11 and 13 are rejected over *Ullyott* and *Cronin* taken with *Iles*. The Examiner argues that *Iles* which suggest utilizing a look up table in the combination of *Ullyott* and *Cronin*. However, there would be no suggestion to include such a look up table. Further, and again, to replace what *Cronin* allegedly brings to *Ullyott* with a look up table in view of *Iles* would only further serve to frustrate the goals of *Ullyott*. Notably, the Examiner did not even propose a suggestion to combine these references.

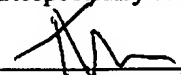
The Examiner further proposes to reject claims 5, 6, 10, 15, 17 and 18 over *Ullyott* in view of *Seefeldt*. As mentioned previously, it is not Applicant's sole argument that *Seefeldt* is non-analogous art. Rather, *Seefeldt* would suggest nothing into the *Ullyott* control method. Simply no benefits are suggested. Here again, the Examiner appears to merely pick and choose features from the two references, without any true finding of suggestion to combine the references as proposed. *Ullyott* is providing rather distinct control features for rather clear goals. *Seefeldt* would only frustrate those goals.

The other 35 U.S.C. §103 rejections are defective at least for the reason that they build upon the rejections set forth above.

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Applicant is entitled to an allowance of all claims, and an indication of such is earnestly solicited.

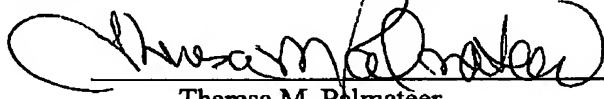
Respectfully submitted,


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CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States patent and Trademark Office, fax number (571) 273-8300, on December 1, 2006.


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